

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

FRANCES DEFENDORF, as the Guardian  
of LINDSAY PIKE,

Plaintiff,

v.

MIDWEST TERMINALS OF TOLEDO,  
INC., MIDWEST TERMINALS OF  
TOLEDO, INTERNATIONAL, INC.,  
IRONVILLE RAIL AND TRANSFER,  
LLC, AND TREY WILSON,

Defendants.

Civil Action No.  
4:20-CV-79-MHC

**DECLARATION OF LAURI JUSTEN**

This declaration is made in accordance with and pursuant to 28 U.S. Code § 1746.

I, Lauri Justen, declare under penalty of perjury under the laws of the United States of America, that the following statements are true and correct:

1. I am over the age of eighteen (18), have personal knowledge of the facts set forth in this Declaration, and if called as a witness, could and would testify competently thereto.

2. I am employed by Midwest Terminals of Toledo, Inc. (“Midwest”) as Human Resource Director. I have held this position since September 2005. In this position, I am responsible for overseeing the day-to-day human resources matters

for Midwest and Ironville Rail & Transfer, LLC (“Ironville”), and as a result, I am intimately familiar with all of Ironville’s human resources policies, practices and procedures. Midwest and Ironville share the same parent corporation, Ohio Holdings, Inc. However, each company is a separate and distinct legal entity.

3. Based on my role as Human Resource Director, I can confirm that Ironville, as a part of its regular and routine business practice, maintains and provides to its employees a Safety Policy Handbook, Equipment and Vehicle Policy, and Travel Meals & Lodging Policy. These policies are issued by Midwest but are applicable to Ironville employees.

4. Exhibit A, attached hereto, is a true and correct copy of the Drugfree Safe Workplace Policy section of the Safety Policy Handbook, produced as IRONVILLE 00000251- 273.

5. Exhibit B, attached hereto, is a true and correct copy of the Equipment and Vehicle Policy, produced as IRONVILLE 00000134- 136.

6. Exhibit C, attached hereto, is a true and correct copy of the Travel Meals & Lodging Policy, produced as IRONVILLE 00000274- 275.

7. As part of the Travel Meals & Lodging Policy, employees assigned damage prevention work who are required to travel are issued a company credit card for meal and hotel expenses. Exhibit D, attached hereto, is a true and correct copy

of the Credit Card Statement for the credit card issued to Trey Wilson, produced as IRONVILLE 00000276.

8. On November 24, 2019, I obtained a copy of the Georgia Motor Vehicle Crash Report, Agency Case No. 2019-00020871, and dated November 17, 2019 from Laura Gwin, Administrative Services, Cartersville, GA Police Department. Exhibit E, attached hereto, is a true and correct copy of the Georgia Motor Vehicle Crash Report, produced as IRONVILLE 00000066- 068.

Pursuant to 28 U.S. Code § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed this 2nd day of November, 2020.

  
Lauri Justen